

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL WRIT PETITION NO.1562 OF 2006

Alanseer Radesaheb Jahagirdar, .. Petitioner
Vs
Shree Baseshwar Co-op Credit
Society Ltd, Kolhapur & anr. .. Respondents

Mr S.V.Sadavarte, for the petitioner.
Mrs M.M.Deshmukh, APP for the respondent-State.

**CORAM : D.B.BHOSALE, J.
DATED : 8th AUGUST, 2006**

P.C.:

1. Heard the learned counsel for the parties.
2. This petition is directed against the order dated 7.7.2006, by which the application at Exhibit-64 filed by the petitioner-accused for sending the cheque to the handwriting expert, has been rejected. The petitioner-accused has not disputed his signature on the cheque and his request is for seeking opinion of the handwriting expert in respect of the handwriting on the body of the cheque. It is well settled that no law prescribes that the body of the cheque should be written by the signatory to the cheque. The cheque can be filled in by anybody. Since the accused has admitted his signature on the cheque, opinion of the handwriting expert on the body of the cheque is not necessary. The trial Court has rightly rejected the

application which deserves no interference by this court in its writ jurisdiction under article 227 of the Constitution of India. Hence the petition is dismissed.

(D.B.BHOSALE, J.)